

# **EXHIBIT 1**

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

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IN RE: PHARMACEUTICAL INDUSTRY  
AVERAGE WHOLESALE PRICE LITIGATION

MDL No. 1456

CIVIL ACTION: 01-CV-12257-PBS

THIS DOCUMENT RELATES TO:

ALL ACTIONS

Judge Patti B. Saris

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**OBJECTION OF DEMRA JORDAN**

COMES NOW, DEMRA JORDAN, who is a member of the proposed settlement class and objects to the certification of this class and the final approval of this settlement and would respectfully show:

1. Demra Jordan is a member of the proposed settlement class. *See Affidavit of Demra Jordan*, attached as “Exhibit A” and incorporated herein, in its entirety, by reference. Specifically,
  - Demra Jordan is a member of the “Private Payor Class”;
  - Demra Jordan paid for Zantac (Ranitidine HCL), a GlaxoSmithKline “Covered Drug” from January 1, 1991 through the mid-1990s;
  - Demra Jordan paid the full amount out-of-pocket for the Zantac (Ranitidine HCL) from January 1, 1991 through the mid-1990s;
  - On several occasions, from January 1, 1991 through the mid-1990s, when

Demra Jordan had health insurance, she made a percentage co-payment for

Zantac (Ranitidine HCL). *Id.*

2. Since Demra Jordan has not elected to opt out of this proposed settlement, Demra Jordan has standing to bring this objection.
3. The proposed Settlement Class cannot be properly certified due to a lack of predominance of common issues pursuant to Federal Rule of Civil Procedure 23(b)(3), as evidenced by this Court's prior rulings in this case.

Respectfully Submitted,

DEMRA JORDAN

By her attorney,

/s/ Robert D. Hillman

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**CERTIFICATE OF SERVICE**

I, Robert Hillman certify that I understand that all counsel of record will receive electronic notice of the electronic filing of this pleading.

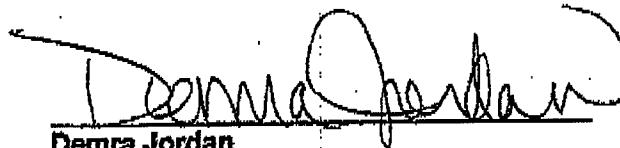
*/s/ Robert D. Hillman*  
Robert D. Hillman

**AFFIDAVIT****STATE OF TEXAS****COUNTY TRAVIS**

"My name is Demra Jordan, I am over eighteen years of age, and am fully competent to make this affidavit. I have personal knowledge of the matters discussed herein and they are true and correct.

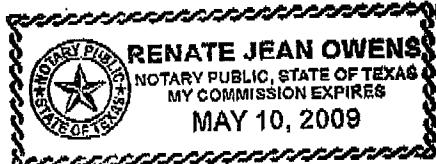
- I was prescribed and took Zantac (Ranitidine HCL), a GlaxoSmithKline drug, on or after January 1, 1991 through the mid-1990s;
- I paid the full amount out-of-pocket for Zantac (Ranitidine HCL) I was prescribed and took on or after January 1, 1991 through the mid-1990s;
- On several occasions, from January 1, 1991 through the mid-1990s, when I had health insurance, I made a percentage co-payment for Zantac (Ranitidine HCL).

**FURTHER, AFFIANT SAYETH NOT."**



Demra Jordan

**SUBSCRIBED and SWORN TO BEFORE ME**, the undersigned authority, on this the 21 day of June, 2007, to certify which witness my hand and seal.



Notary Public in and for the State of Texas

My commission Expires: 5-10-09